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#FO2302980

Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 0 1 1 - 1 4 5 6 9 - 1 4 2 1 - 1 7 4 | Date: 12/13/11 | Time: 1640

Location: [redacted] Dancer Street | City or Station: West Valinda

Bureau/Station/Facility: FOR III / Industry Station | Admin. Investigation: YES [ ] NO [X]

Type of Force: Significant - Control Holds/ Resistive Handcuffing/ Broken Bone

Deputy Injury : YES [ ] NO [X] | Suspect Injury YES [X] NO [ ]

[X] Call | [ ] Observation | [ ] Detail | [ ] Foot Pursuit | [ ] Vehicle Pursuit

IAB Notified: YES [X] NO [ ] | Person Notified: Lieutenant Fredericks | Emp: [redacted] | IAB Roll Out: YES [ ] NO [X]

Involved Employee

E1

Employee #	Last Name	First Name	Middle Name
[redacted]	Escamilla	Ramon	Corral

Sex: [X] Male [ ] Female | Race: H | Unit of Assignment: Industry Station | Work Assignment (Unit #, Module, etc.): 141A2

Shift: [ ] EM [ ] Day [X] PM | [X] Regular Shift [ ] OT Shift [ ] Off Duty | Age: [redacted] | Height: 6' 2" | Weight: 250

[ ] Injured [ ] Treated [ ] Admitted Hospital: ______ | Coroner Case # | Directed Force [ ] Significant Force [X]

E2

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex: [ ] Male [X] Female | Race: H | Unit of Assignment: Industry Station | Work Assignment (Unit #, Module, etc.): 143K8

Shift: [ ] EM [ ] Day [X] PM | [X] Regular Shift [ ] OT Shift [ ] Off Duty | Age: [redacted] | Height: 5' 5" | Weight: 140

[ ] Injured [ ] Treated [ ] Admitted Hospital: ______ | Coroner Case # | Directed Force [ ] Significant Force [ ]

E_

Employee #	Last Name	First Name	Middle Name

Sex: [ ] Male [ ] Female | Race: | Unit of Assignment: | Work Assignment (Unit #, Module, etc.):

Shift: [ ] EM [ ] Day [ ] PM | [ ] Regular Shift [ ] OT Shift [ ] Off Duty | Age: | Height: | Weight:

[ ] Injured [ ] Treated [ ] Admitted Hospital: ______ | Coroner Case # | Directed Force [ ] Significant Force [ ]

[ ] **Additional Involved Employees**

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	Herrera	Carlos	NMN	Sgt	YES [X] NO [ ]	YES [ ] NO [X]
					YES [ ] NO [ ]	YES [ ] NO [ ]

Watch Sergeant

Emp. #	Last Name	First Name	Middle Name
[redacted]	Barbosa	Ernie	NMN

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	Enriquez	Raymond	NMN

Lieutenant Raymond Enriquez
Watch Commander (**Print Name**) | Watch Commander's **Signature**: | Emp #: | Date

Sergeant John Rossi
Supervisor Completing Form: (**Print Name**) | [redacted] Emp #: | Copy Provided to Employee by: | Emp #:

Captain Michael Claus
Unit Commander (**Print Name**) | Unit Commander's **Signature**: | Emp #: | Date

DISCOVERY Use Only
FO#

Original: Discovery Unit
Copy: Unit Commander

Supervisor's Report on Use of Force
SUSPECT INFORMATION
0 1 1 - 1 4 5 6 9 - 1 4 2 1 - 1 7 4

Suspect Information

S 1

Last Name: Luna			First Name: Elaine		Middle Name:	
AKA Last Name:			First Name:		Middle Name:	
Sex: ☐ Male ☒ Female	Race: H	Street Address: [redacted]		City: [redacted]	State & Zip Code: [redacted]	
Work Phone: [redacted]	Home Phone: [redacted]	Age: 59	Height: 5' - 0"	D.O.B. 6-4-52	Weight: 200	Armed? ☒
Booking #: 2978359	Primary Charge Code: 368 PC		Secondary Charge Code: 422 PC		Criminal History [redacted]	

EMT in attendance? ☒ YES ☐ NO Name: LA County Fire Unit: 26 Phone #: (626) 968-1720

Hospital Admission? ☒ Rec'd Treatment At: Queen of the Valley Coroner Case #: Mental History ☒

By Doctor: David Gutkin Address: 1135 S. Sunset Ave., West Covina Phone #: 626-962-4011

Under Influence: ☐ YES ☒ NO Substance: Mental Illness ☒

Suspect Interview

Date: 12-13-11 | Time: 1646 | Audiotape: ☐ Videotape: ☒ Photos of Injuries: ☒

Suspect Information

S__

Last Name:			First Name:		Middle Name:	
AKA Last Name:			First Name:		Middle Name:	
Sex: ☐ Male ☐ Female	Race:	Street Address:		City:	State & Zip Code:	
Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed? ☐
Booking #:	Primary Charge Code:		Secondary Charge Code:		Criminal History ☐	

EMT in attendance? ☐ YES ☐ NO Name: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐

By Doctor: Address: Phone #:

Under Influence: ☐ YES ☐ NO Substance: Mental Illness: ☐

Suspect Interview

Date: | Time: | Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐

Suspect Information

S__

Last Name:			First Name:		Middle Name:	
AKA Last Name:			First Name:		Middle Name:	
Sex: ☐ Male ☐ Female	Race:	Street Address:		City:	State & Zip Code:	
Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed? ☐
Booking #:	Primary Charge Code:		Secondary Charge Code:		Criminal History ☐	

EMT in attendance? ☐ YES ☐ NO Name: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐

By Doctor: Address: Phone #:

Under Influence: ☐ YES ☐ NO Substance: Mental Illness ☐

Suspect Interview

Date: | Time: | Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
0 1 1 - 1 4 5 6 9 - 1 4 2 1 - 1 7 4

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name [redacted]	First Name [redacted]	Middle Name [redacted]	Age [redacted]	D.O.B. [redacted]
Street Address [redacted]	City [redacted]	Zip Code [redacted]	Work Ph. [redacted]	Home Ph. [redacted]
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.

☐ Additional Witness

Supervisor's Report on Use of Force

011-14569-1421-174

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Luna	S -1	Escamilla	E-1	UC	NN	
Luna	S-1	[redacted]	E-2	UC	NN	
Escamilla	E-1	Luna	S-1	CT	NN	
[redacted]	E-2	Luna	S-1	CT	NN	
Luna	S-1	Escamilla	E-1	UC/RS	NN	
Luna	S -1	[redacted]	E-2	UC/RS	NN	
Escamilla	E-1	Luna	S-1	CT	FR	AR

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY
SIGNIFICANT USE OF FORCE
(CONTROL HOLD/RESISTIVE HANDCUFFING/BROKEN ARM)

UNITS:	Industry Station
DATE:	Tuesday, December 13, 2011
TIME:	1640 hours
LOCATION:	[redacted] Dancer Street, West Valinda, California
URN#:	011-14569-1421-174
IAB#:	FO2302980

SYNOPSIS:
Industry Station received a telephone call from Ms. [redacted] (Victim), the [redacted] of Suspect Elaine Luna, who said the suspect had threatened her, and she was afraid the suspect was going to beat her up. Ms. [redacted] also mentioned the suspect had been in and out of the "mental ward." Industry units were assigned, and responded, to the priority Family Disturbance call, Tag #360.

IAB Note: Audio copy of the telephone call from Ms. [redacted] is included in this casebook on compact disc (See Miscellaneous Documents).

IAB Note: A copy of the Incident History Report for Tag #360 is included in this casebook (See Miscellaneous Documents).

Deputies Ramon Escamilla, #[redacted] [redacted] #[redacted] and Victor Velasquez, #[redacted], assembled at an alternate location, prior to driving to the incident location. The deputies approached the front of the residence and contacted the victim. She told the deputies the suspect was inside the residence and she (suspect) had threatened her with a knife. Deputy Escamilla instructed the victim to wait outside the residence with Deputy Velasquez while he and Deputy [redacted] made contact with the suspect.

Deputy Escamilla and Deputy [redacted] approached the front door of the residence. Deputy Escamilla could hear the suspect screaming and he saw her standing in the living room. He asked the suspect to step outside the residence so he could speak with her, but she refused.

Deputy Escamilla noticed the suspect had an unknown pointed object (later identified as a bottle/can opener) in her right hand. He ordered the suspect to drop the unknown object, but she refused. Deputy Escamilla unsnapped the security strap on his firearm, and the suspect immediately dropped the bottle/can opener to the floor.

Deputy Escamilla entered the residence, followed by Deputy [redacted] and grabbed the suspect by her right arm. He attempted to place the suspect's arm behind her back; however, the suspect resisted and attempted to pull away from him. He placed the suspect's right arm behind her back, and pushed her against the open wooden front door to control her.

Deputy Escamilla instructed Deputy [redacted] to grab the suspect's right arm, so he could grab the suspect's left arm, which she had tucked against her chest. He placed the suspect's left arm behind her back, and he told Deputy [redacted] to handcuff the suspect.

As Deputy [redacted] was handcuffing the suspect, the suspect continued to resist. Deputy Escamilla applied pressure on the suspect's left arm to control her, as she continued to move around.

While holding onto the suspect's left arm, Deputy Escamilla heard a "snap" around her left biceps area. The suspect began to scream louder, and he advised Deputy [redacted] that the suspect's arm might be broken.

The suspect was handcuffed, and paramedics responded to the scene to provide initial medical attention for the suspect. The suspect was transported to Queen of the Valley Hospital (West Covina), by ambulance, for additional medical treatment regarding the possible fractured left arm.

The bottle/can opener with a pointed tip, that the suspect was initially holding, was recovered and placed into evidence.

Sergeant Carlos Herrera, #[redacted] was advised of the incident, and responded to the scene.

IAB Note: Copies of the deputies' reports are included in Exhibit A of this casebook.

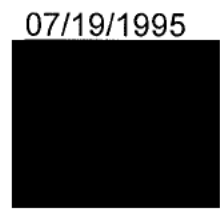
IAB Note: Photographs of the location and the suspect's weapon are included in Exhibit C of this casebook. The photographs are also included on Compact Disc (See Miscellaneous Documents).

IAB Note: A copy of Suspect Luna's criminal history is included in Exhibit E of this casebook.

INVOLVED PERSONNEL AND EMPLOYEE WORK HISTORY

Escamilla, Ramon #[redacted]

Date of Employment 07/19/1995
Date assigned to Patrol [redacted]
Completed Patrol Training
Prior Shooting Incident(s)
Prior Founded Force Incidents



[redacted] #[redacted]

Date of Employment [redacted]
Date assigned to Patrol
Completed Patrol Training
Prior Shooting Incident(s)
Prior Founded Force Incidents



SUSPECT

Luna, Elaine F/H, DOB: 06/04/1952, 5'00", 200 pounds, Brown/Blue
[redacted], Phone: [redacted]

SWORN WITNESSES

None

CIVILIAN WITNESSES

[redacted] F/H, DOB: [redacted]
[redacted] Phone: [redacted]

INJURIES

Suspect Luna was transported by ambulance to Queen of the Valley Hospital (West Covina), where she was treated for a left humerus fracture (broken arm). Medical records also indicated the suspect has a history of bipolar disorder with questionable psychotic features.

IAB Note: **Still photographs of Suspect Luna's left arm were taken from the video interview conducted by Sergeant Herrera (See Exhibit D).**

IAB Note: **IAB investigator spoke with Doctor David Gutkin (treating physician) on January 3, 2012. He indicated the injuries on the suspect were consistent with the use of force reported by deputies.**

PHYSICAL EVIDENCE

One (1) Bottle/Can Opener with pointed metal tip **(See Exhibit C, Photograph #1)**.

IAB Note: **Deputies also took possession of a knife with a seven and one half inch blade. The victim had recovered this knife from the suspect's bed prior to the victim calling deputies for assistance.**

INVESTIGATOR'S OBSERVATIONS
None – IAB Investigator did not respond to scene.

IAB Note: **Suspect Luna was transported and treated at the hospital. It was later determined her arm was broken. IAB was notified several hours after the incident occurred.**

WEAPONS USED BY DEPUTY PERSONNEL
Personal Weapons (Hands)

WEAPONS USED BY SUSPECT
Bottle/Can Opener

PROPERTY DAMAGE
None

CRIMINAL INVESTIGATOR and CHARGES FILED
Detective William Osborn #[redacted] Industry Station.
422 PC – Criminal Threats.
148(a)(1) PC – Resisting Arrest.

LIGHTING AND WEATHER CONDITIONS
Daylight (approximately 1640 hours) with normal inside lighting. The weather outside was estimated at 65 degrees.

SCENE DESCRIPTION
Incident occurred inside an approximate 15' by 20' furnished living room, inside a single floor family residence.

SUSPECT STATEMENT
This is a summary based on statements given during a video recorded interview by the suspect involved in this incident. For complete and detailed statements, refer to the digital video files included in this investigative casebook.

Suspect **Elaine Luna** was interviewed by Industry Station Sergeant Carlos Herrera, #[redacted] and Industry Station Lieutenant Raymond Enriquez, #[redacted] regarding her involvement in this incident.

These interviews were digitally video recorded and are included on compact disc in this investigative casebook **(See Miscellaneous Documents)**.

At approximately 1646 hours, Sergeant Hererra interviewed Suspect Luna at her residence about the incident, prior to her being transported to the hospital.

> **IAB Note:** **During the interview, Suspect Luna was crying and would occasionally talk about issues that had nothing to do with the incident.**

Suspect Luna said the deputies "beat her." She said the deputies beat her back, and broke her shoulder and rib, with their hands and fists.

Suspect Luna said she was just "playing" with the deputies, and they were "kidding about math." The suspect indicated she has "mental problems" and takes medication.

Suspect Luna said she grabbed the can opener for "protection" because her [redacted] (Victim [redacted]) had hit her before.

At approximately 1742 hours, Lieutenant Enriquez interviewed Suspect Luna at Queen of the Valley Hospital.

> **IAB Note:** **During the interview, Suspect Luna had difficulty staying focused on the questions asked by Lieutenant Enriquez, and she would continue to talk about things that had nothing to do with the incident involving the deputies.**

Suspect Luna said she had been a patient at [redacted]. She said she sees a psychiatrist, but he does not give her the right kind of medication.

Suspect Luna said her [redacted] ([redacted]) called 9-1-1 and told the police that she (Suspect Luna) was hitting her. She said she would never hit her [redacted] because her [redacted] is very old and sick. Suspect Luna then began talking about her [redacted] and heroin.

Suspect Luna said when the deputies arrived, she got handcuffed and indicated her left arm was swollen. She said the injury occurred after being handcuffed. Suspect Luna said she told the deputies not to handcuff her because she has been in mental hospitals before. She said the deputy broke her shoulder. When asked how this occurred, Suspect Luna said, "He just pulled it." She then began to talk about taking a picture and her [redacted] being in prison.

Suspect Luna continued to talk about different issues unrelated to the incident, and the interview was terminated.

INVOLVED DEPUTY STATEMENTS

This is a summary based on statements given during audio recorded interviews by the involved deputies. For complete and detailed statements, refer to the digital audio files and the verbatim transcripts, which are included in this investigative casebook.

Deputy **Ramon Escamilla**, currently assigned to Industry Station, has been on the Sheriff's Department for approximately 16 years. He completed his [redacted]

Deputy Escamilla was interviewed on February 1, 2012, at approximately 1013 hours, by Internal Affairs investigators regarding his involvement in this incident. This interview was digitally audio recorded, and the verbatim transcript is included in this investigative casebook.

Deputy Escamilla said he was working a one person car (141A2), from [redacted] hours until [redacted] on the day of the incident. He said he received a call for service on Dancer Street (incident location) regarding a family disturbance. The call was a voiced, priority call. Deputy Escamilla said Deputy Yvette Mattes, #[redacted] initially had the handle on the call. Deputy Mattes coordinated the call by having the responding units meet at the corner prior to approaching the location. Deputy Escamilla said he assumed the handle on the call because he believed Deputy Mattes was delayed in responding to the location.

Deputy Escamilla said responding units (Deputies Escamilla, [redacted], and Velasquez) met at the southeast corner of Clintwood Avenue and Dancer Street (**See Exhibit C, Photograph #5**). While responding to the corner, Deputy Escamilla said Deputy [redacted] relayed to them over the radio that she had dealt with the suspect in the past. He said Deputy [redacted] made reference to the suspect's mentally ill status, but he could not remember her exact words.

IAB Note: [redacted]

Deputy Escamilla said they drove to the location, and started to walk to the front door (**See Exhibit C, Photograph #6**). He said as they walked up to the porch of the residence, he could hear a woman screaming inside the residence. Deputy Escamilla said he could see Ms. [redacted] (victim) inside the residence near the front door.

Deputy Escamilla asked Ms. [redacted] what was happening. Ms. [redacted] replied, "My [redacted] (suspect) is driving me crazy." He said Ms. [redacted] further told him that the suspect was threatening her with a knife.

Deputy Escamilla could still hear the suspect yelling. He asked Ms. [redacted] where the suspect was, and she indicated the suspect was in the living room area. Concerned for the victim's safety, he and Deputy [redacted] told Ms. [redacted] several times, to step outside the residence.

Deputy Escamilla said Deputy Velasquez escorted Ms. [redacted] down the driveway, and away from the residence for her safety.

Deputy Escamilla said he approached the threshold of the doorway. He had an idea of where the suspect was inside the residence, because he could still hear the suspect yelling. He said he pushed on the front door, and he could see the suspect standing in the living room, approximately five feet away.

Deputy Escamilla asked the suspect twice to come outside so they could talk, but the suspect refused. He said at that point, he saw the suspect had a metal object (bottle/can opener), in her right hand, by her side. He said he pointed at the object and told the suspect to drop it, but she refused.

IAB Note: Deputy Escamilla was shown several photographs taken by Field Sergeant Herrera at the scene. Deputy Escamilla identified the object in Photograph #1 as the object the suspect was holding during the incident. He identified Photographs #2, #3, and #4 as the room inside the residence where the incident occurred (See Exhibit C).

Deputy Escamilla said he unsnapped the safety strap on his holster, and he told the suspect to drop the object in her hand. She complied. He then told the suspect to come to him. Deputy Escamilla said the suspect took a step toward him, stopped, and then told him, "No."

Deputy Escamilla said he reached into the residence and grabbed the suspect's right arm. He said the suspect began to resist, so he placed her right arm behind her back, and pushed her up against the front door so he could control her. Deputy Escamilla told Deputy [redacted] to grab the suspect's right arm, so he could grab the suspect's left arm, which the suspect had tucked between herself and the door.

Deputy Escamilla grabbed the suspect's left arm and brought it behind the suspect's back, in a rear wrist lock, so they could handcuff her. He said the suspect kept moving, and she was yelling not to be touched and to let go of her.

Deputy Escamilla said Deputy [redacted] was trying to handcuff the suspect, but the suspect kept moving around trying to escape their grasp.

Deputy Escamilla said the suspect also kept turning her head to look back at him, as if she was going to spit at him. He pushed her up against the door again to gain more control over the suspect.

Deputy Escamilla said he continued to apply pressure to the suspect's arm to maintain control of her as Deputy [redacted] was trying to handcuff the suspect. He said as they were trying to handcuff the suspect, that is when he believes the suspect's left arm may have broke.

Deputy Escamilla said the suspect's (left) arm went limp, and he told Deputy [redacted] he thought the suspect's arm had broke. Deputy Escamilla said he told Deputy [redacted] to finish handcuffing the suspect, and to search her for any additional weapons.

Deputy Escamilla said he requested paramedics, and a supervisor, to respond to the location. Deputy Escamilla estimated the struggle with the suspect lasted approximately 30 seconds to one minute. He said he was "kind of in shock" the suspect's arm broke, and he said it was not his intention to break her arm.

Deputy Escamilla said the living room where the incident occurred was furnished, and confining with three people inside. Deputy Escamilla did not feel he had any other force options (OC spray, baton, taser) available to him, based on the suspect's actions and the incident location.

Deputy Escamilla is not aware of any other member of the Department witnessing the force incident, other than he and Deputy [redacted].

Deputy [redacted] has been on the Sheriff's Department for approximately 11 years, and has been assigned to Industry Station for the past two years. Deputy [redacted] said she completed her [redacted] at [redacted] with [redacted] as her [redacted].

Deputy [redacted] was interviewed on January 17, 2012, at approximately 1445 hours, by Internal Affairs investigators, regarding her involvement in this incident. The interview was digitally audio recorded and the verbatim transcript is included in this investigative casebook. The following is a summary of Deputy [redacted] statement.

Deputy [redacted] said that on the day of the incident, she was working a one person car (Unit 143K8), from [redacted] hours until [redacted]. She said she responded to a call for service on Dancer Street (incident location) regarding a family disturbance. Deputy [redacted] said the voiced, dispatched call indicated that a female was threatening her [redacted]. She was unable to recall any other details about the call.

Deputy [redacted] said she was an assisting unit on the call. She believed she assigned herself to the call because she was patrolling in the area, when the call came out.

Deputy [redacted] said because it was a disturbance call, she met Deputy Escamilla at the corner, approximately three to four houses west of the location (**See Exhibit C, Photograph #5**). As they started to drive to the location, a third unit (Deputy Velasquez) arrived and followed them to the location.

Deputy [redacted] said they arrived at the location. She saw an elderly woman (Witness [redacted], who she knew was the [redacted] of the suspect, standing at the doorway of the residence (location). Deputy [redacted] said she has had prior contact with this family, and she knew the suspect was mentally ill, and had been in mental hospitals. Deputy [redacted] said she let her partners know about the suspect's prior mental history, prior to arriving at the location.

Deputy [redacted] said they approached the residence (porch area) and made contact with Witness [redacted] She said Witness [redacted] advised them that the suspect was inside the residence.

Deputy [redacted] said they asked Witness [redacted] to step down from the porch area and into the yard. Witness [redacted] was told to stay with Deputy Velasquez while they (Deputies [redacted] and Escamilla) made contact with Suspect Luna. Deputy [redacted] could not recall if any additional questions were asked of Witness [redacted] such as if any weapons were inside the residence.

Deputy [redacted] said Deputy Escamilla entered the doorway of the residence, with her right behind him. She said they wanted to enter the residence to see if anyone else was inside the residence (concerned for the safety of others).

Deputy [redacted] said after they entered the residence, they saw the suspect standing approximately five to six feet away, with a sharp unknown object in the suspect's raised, right hand. Deputy [redacted] said Deputy Escamilla told her to drop the unknown object, but the suspect refused. Deputy [redacted] said the suspect did throw the unknown object to the floor shortly after refusing too, but Deputy [redacted] did not know why the suspect did this. She said the suspect was very aggressive and belligerent during the incident.

IAB Note: **Deputy [redacted] was shown several photographs taken by Field Sergeant Herrera at the scene. Deputy [redacted] identified the object in Photograph #1 as the object the suspect was holding during the incident. She also indentified Photograph #2 and Photograph #3, as the room inside the residence where the incident occurred (See Exhibit C).**

Deputy [redacted] said Deputy Escamilla approached the suspect, grabbed her right arm, and placed it behind the suspect's back. Deputy [redacted] said the suspect tucked her left arm against her chest, and began to struggle with Deputy Escamilla to free herself.

Deputy [redacted] said she grabbed the suspect's right arm, so Deputy Escamilla could grab the suspect's left arm. They wanted both arms behind the suspect's back, so the suspect could be handcuffed. Deputy [redacted] said the suspect continued to yell and resist, and they instructed her to stop resisting.

Deputy [redacted] said Deputy Escamilla placed the suspect's left arm behind the suspect's back, as the suspect continued to struggle with them to free herself. At this point, Deputy [redacted] said she heard a "pop," and Deputy Escamilla told her the suspect's arm might be broken.

Deputy [redacted] said she handcuffed the suspect and searched her for additional weapons. Once the suspect was under control, they requested paramedics and the Field Sergeant (Sergeant Herrera) to respond to the location. The suspect was initially treated at the scene and transported to the hospital.

Deputy [redacted] said they did not put out any radio traffic during the altercation, but additional units arrived because they were initially responding to the call.

Deputy [redacted] is not aware of any other member of the Department witnessing the force incident other than her and Deputy Escamilla.

Deputy [redacted] said she did not feel they had any other force options available to them. She indicated the incident occurred very rapidly. Deputy [redacted] estimated the size of the room to be 15 feet by 20 feet (furnished), and said she felt very confined in the room. Deputy [redacted] said she considered using the taser; however, she did not want to accidentally tase her partner.

Deputy [redacted] did not feel the use of OC spray was an option. She said she did not want to lose the control she did have on the suspect, in order to reach for her OC spray. She also indicated the baton was not an option based on the confinement of the room.

Deputy [redacted] said she had contact with the suspect approximately three months prior to this incident. She said in the previous incident, the suspect had threatened her [redacted] with a shovel. Deputy [redacted] said she was an assisting unit on this call, and the suspect had already dropped the shovel when she arrived. Deputy [redacted] said she spoke with the suspect during the prior incident, and the suspect was calm and cooperative with her. Deputy [redacted] said she contacted the Mental Evaluation Team, who initiated a 72-hour evaluation hold on the suspect **(See Exhibit B)**.

WITNESS STATEMENTS

Witness [redacted] was interviewed at her residence by Sergeant Herrera. This interview was digitally video recorded and is included in this investigative casebook on Compact Disc **(See Miscellaneous Documents)**.

Witness [redacted] said she is afraid of her [redacted] (Suspect Luna). She said Suspect Luna told her she does not care about the cops and she wants to die.

Witness [redacted] said she was outside the residence while the deputies were dealing with Suspect Luna, and she did not see the use of force occur.